

# UNITED STATES DISTRICT COURT

WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

YURY MORALES,

Plaintiff,

v.

ERIC H HOLDER JR.,

Defendant.

## JUDGMENT IN A CIVIL CASE

CASE NUMBER: 2:11-CV-00007-MJP

— **Jury Verdict.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

xx **Decision by Court.** This action came to consideration before the Court. The issues have been considered and a decision has been rendered.

### THE COURT HAS ORDERED THAT

The Report and Recommendation is adopted and approved except as to the question of whether a dismissal would constitute a strike under 28 U.S.C. § 1915(g). Plaintiff's proposed civil rights complaint is DISMISSED for frivolousness and for failure to state a claim upon which relief may be granted and his application to proceed *in forma pauperis* and motion to appoint counsel are DENIED as moot. The determination that the dismissal constitutes a strike for the purposes of 28 U.S.C. § 1915(g) is STRICKEN.

Dated March 28, 2011.

William M. McCool  
Clerk of Court

s/Mary Duett  
Deputy Clerk